IN THE HIGH COURT OF JUDICATURE OF BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIAN PETITION NO.128 OF 2005

In the of Miss Karishma Vijaykumar Patel Minor aged below 18 years.

Smt. Parul Prashant Patel. ..Petitioner.

Ms.Munim i/b R.Kothari & co.for Petitioner.

CORAM: A.M.KHANWILKAR,J
DATE : SEPTEMBER 21, 2005.

P.C. :

1. Petitioner is sister in law(brother's wife) of deceased Vijaykumar Patel and aunt (kaki) of minor Ms.Karishma Patel. After the demise of parents of minor, minor is under care and custody of the petitioner. Close relatives named in paragraph 7 have already given no objection for granting relief as prayed in this petition. Notice was issued, which has been duly published. No response has been received to oppose this petition. As the minor is presently under the care and custody of the petitioner, since demise of her parents, in the interest of the minor, petition made absolute in terms of prayer clause (a) and (b), which read thus.

"(a) That this Hon'ble Court, in the welfare and interest of the said minor viz: Karishma Vijaykumar Patel, be pleased to appoint and declare Petitioner as guardian of her person and property including the right to encash and receive all the sums of money including any amount payable to the deceased Vijaykumar Kachubhai Patel by way of pension from his service and service benefits and investment made by Vijaykumar Kachubhai Patel and to apply for Succession Certificate for that purpose and to invest the said amounts that may be received in fixed deposits in the name of the said minor in any of the Nationalised Banks or in such other manner for a period of three years or such other suitable period through Accounts Officer, High Court, Mumbai, as this Hon'ble Court deems fit till the said minor attains the age of majority;

(b) and to pay the interest earned thereon to the Petitioner for maintenance, education and welfare of the said minor Karishma Vijaykumar Patel till the said minor attains the age of majority;"

. Ordered accordingly.